IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.A.ABDUL GAFOOR
&
THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 15TH JANUARY 2007 / 25TH PAUSHA 1928

W. A.No. 31 of 2007()

AGAINST THE JUDGEMENT/ORDER IN WPC.20270/2006 Dated 17/08/2006

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APPELLANT: RESPONDENTS 1 & 2 IN THE WP(C):
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1. THE STATE OF KERALA,
REP. BY THE SECRETARY, SOCIAL WELFARE DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE SECRETARY,
DEPARTMENT OF LOCAL SELF GOVERNMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

BY ADV. SRI. BENNY GERVASIS, GOVERNMENT PLEADER

RESPONDENTS: PETITIONER & 3RD RESPONDENT IN THE WP(C):
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1. GIRIJA DEVI S., W/O. MANOJ,
AGED 38 YEARS, RESIDING AT PARAYILKANDATHIL,
KUDAMALOOR P.O., KOTTAYAM.

2. THE KOOROPPADA GRAMA PANCHAYAT,
REP. BY ITS SECRETARY, KOOROPPADA, KOTTAYAM.

BY /

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 15/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.A. ABDUL GAFOOR & K.R. UDAYABHANU, JJ

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C.M. Appl. No. 21/2007

&

W.A. NO. 31 OF 2007

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Dated this the 15th day of January 2007

JUDGMENT

Abdul Gafoor,J

The delay of 67 days has been satisfactorily explained. Hence it is condoned.

The eligibility of the Writ Petitioner for regularisation is not disputed. Really the Government had ordered it in Exts.P5 and P6 wherein panchayat has been directed to pass orders in confirmity with the eligibility of the petitioner. In such circumstances, there is no question for further consideration of the same issue by the Government. Therefore, there is no reason for interference with the impugned judgment. Consequently, the writ appeal fails and dismissed.

K.A. ABDUL GAFOOR, JUDGE

K.R. UDAYABHANU, JUDGE.

RV